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Assistant Commissioner for Patents
Washington, D.C. 20231

On August 8, 2001

TOWNSEND and TOWNSEND and CREW LLP

By: Kathryn A. Deghanton



PATENT
023070-114840US
UC Case No. 90-008-4

#51 v10
8/21/01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Carol J. Lovatt

Application No.: 09/637,621

Filed: August 11, 2000

For: NOVEL FORMULATION OF
PHOSPHORUS FERTILIZER FOR
PLANTS

Examiner: Langel, W.

Art Unit: 1754

AMENDMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

09/25/2001 TRANSMITTAL 00000044 201450 09637621
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Sir:

In response to the Office Action mailed February 12, 2001, please consider the following remarks. Applicant petitions to extend the period for filing a response in the above-identified application for three months, from May 12, 2001 to August 12, 2001. A Fee Transmittal authorizing the Commissioner to charge the petition fee to our deposit account is attached.

REMARKS

Status of the Claims

Claims 25-30 were filed in the present application. Claims 25-30 have been substantively examined and are rejected under 35 U.S.C. § 103(a) as being allegedly obvious over the disclosure of Robertson and Boyer. Applicant responds to the rejection under 35 U.S.C. § 103(a) with traverse.

Claims 25-30 are also rejected under the judicially created doctrine of obviousness type double patenting over claims of U.S. Patent No. 5,514,200, 6,113,665 and 5,830,255. Applicant responds to the double patenting rejection by terminally disclaiming the term of the patent

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